

penal or charitable institution or of the county superintendent of public welfare to institute proceedings by filing petitions with the Eugenics Board in any or all of the following circumstances:

- A. When in his opinion it is for the best interest of the mental, moral, or physical improvement of the patient, inmate or non-institutional individual, that he or she be sterilized.
- B. When in his opinion it is for the public good that such individual be sterilized.
- C. When in his opinion such individual would be likely unless sterilized to procreate a child or children who would have a tendency to serious physical, mental or nervous disease or deficiency.
- D. When requested to do so in writing by the next of kin or legal guardian of such individual.
- E. When the head of any State or county penal or charitable institution has been requested to do so in writing by any public official or by the legal guardian or next of kin not later than 30 days prior to the date of parole or discharge of such patient.

II. Persons Responsible for Filing Petition.

- A. For operations on individuals in State institutions:

(Use Form No. 1 - Petition for Operation of Sterilization or Asexualization - Inmate of State or County Institution)

1. The executive head of a penal or charitable institution or his duly authorized agent shall act as petitioner.
2. The county superintendent of public welfare may act as petitioner if the individual is on parole from a State institution, or in the case of a person who is an inmate of a State institution when authorized to do so by the superintendent of such institution. In such instances the request should be made in writing by the head of the institution to the county superintendent of public welfare. A copy of the written request should be sent to the Executive Secretary of the Eugenics Board so that the Board may know that the request has been made of the county superintendent. (Some of the State institutions do not have hospital facilities where the operation can be performed and do not have funds to pay the necessary surgeon's fee and care in a private hospital. In such instances the county superintendent of public welfare in the county from which the person was committed will be requested by the superintendent of the State institution to file the petition, since the county department of public welfare is responsible for meeting the necessary medical expenses.)